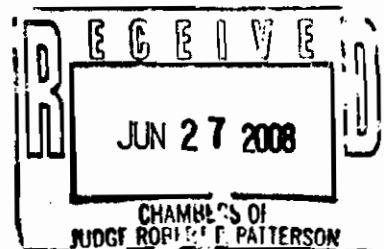


HINSHAW

& CULBERTSON LLP



June 27, 2008

VIA FACSIMILE BY PERMISSION

Hon. Robert P. Patterson, U.S.D.J.
United States District Court
Southern District of New York
500 Pearl Street, Room 1340
New York, New York 10007

ATTORNEYS AT LAW

780 Third Avenue
4th Floor
New York, NY 10017-2024

212-471-6200

212-935-1166 (fax)

www.hinshawlaw.com

MEMO ENDORSE

Re: Simantobov v. Brucha Mortgage Bankers, et al.
Docket No. 08-CV-4985

Dear Judge Patterson:

We represent defendant GMAC Mortgage, LLC ("GMAC") in the above-referenced action. We are in receipt of plaintiff's counsel's letter to your Honor requesting remand of the above referenced matter. GMAC continues to maintain that this Court properly has subject matter jurisdiction over the claims asserted in plaintiff's complaint.

Based on a conversation between myself and Mr. Zirbes this morning and depending on conversations we intend to have with our respective clients, the parties' positions as to remand may change. Mr. Zirbes and I have agreed to speak with each other again by next Tuesday. Accordingly, before burdening the Court with a proposed briefing schedule concerning plaintiff's application, the parties jointly request that the Court wait to consider Mr. Zirbes's letter until next Friday. Should the Court decide not to hold Mr. Zirbes' request in abeyance, GMAC requests that the Court issue a motion schedule and allow the parties to brief the issues.

Thank you for your time and consideration of this matter.

Respectfully submitted,

HINSHAW & CULBERTSON LLP

Schuyler B. Kraus (SK-8105)

cc: Peter Zirbes, Esq. (via facsimile)

Memo endorsement reads:

Application granted.

The Court will hold Mr. Zirbes's
request in abeyance to July 3, 2008.

So ordered.

Arizona California Florida Illinois Indiana Massachusetts Minnesota Missouri New York Oregon Rhode Island Wisconsin

6/27/08

vs DJ

*Application granted
The Court will hold
Mr. Zirbes' request
in abeyance to
July 3, 2008
So ordered
Robert P. Patterson
6/27/08*